

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANTONIO PENEL,

Plaintiff,

-against-

HARVARD MAINTENANCE, INC.,

Defendant(s).

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SHIRA A. SCHEINDLIN, U.S.D.J.

**SCHEDULING ORDER**

07 Civ. 7138 (SAS)

Conference Date: 10/24/07

NCV -

WHEREAS, the Court issued an Order for a Conference in accordance with Fed. R. Civ. P. 16(b) on August 22, 2007 (the "Order"); and

WHEREAS, the Order requires that the parties jointly prepare and sign a proposed scheduling order containing certain information;

NOW, THEREFORE, the parties hereby submit the following information as required by the Order:

- (1) the date of the conference and the appearances for the parties;  
October 24, 2007  
Plaintiff-Kenneth W. Richardson  
Defendant-Perry S. Heidecker, Milman Labuda Law Group PLLC
- (2) a concise statement of the issues as they appear;  
Discrimination based on race.
- (3) a schedule including:
  - (a) the names of persons to be deposed and a schedule of planned depositions;  
  
Murat Mela, Assistant Vice President by March 31, 2008  
Plaintiff by March 1, 2008
  - (b) a schedule for the production of documents;  
Completed by January 31, 2008

(c) dates by which (i) each expert's reports will be supplied to the adverse side and (iii) each expert's deposition will be completed;  
N/A

(d) time when discovery is to be completed;

April 15, 2008

(d) the dates by which plaintiff will supply its pre-trial order matters to defendant;

April 22, 2008

(f) the date by which the parties will submit a pre-trial order in a form conforming with the Court's instructions together with trial briefs and either r(1) proposed findings of fact and conclusions of law for a non-jury trial, or (2) proposed voir dire questions and proposed jury instructions, for a jury trial; and

April 30, 2008

(g) a space for the date for a final pre-trial conference pursuant to Fed. R. Civ. P. 16(d) to be filled in by the Court at the conference.

May 6, 2008

4:30 p.m.

\_\_\_\_ (leave blank)

(4) a statement of any limitations to be placed on discovery, including any protective or confidentiality orders;  
n/a

(5) a statement of those discovery issues, if any, on which counsel, after a good faith effort, were unable to reach an agreement;  
n/a

(6) anticipated fields of expert testimony, if any;  
n/a

(7) anticipated length of trial and whether to court or jury;  
Jury – 2days


(8) a statement that the Scheduling Order may be altered or amended only on a showing of good cause not foreseeable at the time of the conference of when justice so requires;

(9) names, addresses, phone numbers and signatures of counsel;

Kenneth W. Richardson, Esq.  
Counsel for Plaintiff  
305 Broadway, Suite 1100  
New York, NY 10007  
Tel: (212) 962-4277

Perry S. Heidecker, Esq.  
Counsel for Defendant  
Milman Labuda Law Group PLLC  
3000 Marcus Ave, Suite 3W3  
Lake Success, NY 11042  
Tel: (516) 328-8899

SO ORDERED:

  
SHIRA A. SCHEINDLIN  
U.S.D.J. 11/7/07